

GOVERNMENT OF ANDHRA PRADESH  
A B S T R A C T

Public Servants – Education (SE) Department – Allegation of corruption against Sri Mudavath Lal Singh, Mandal Educational Officer, Balanagar Mandal, Mahabubnagar District – Trapped on 02.07.2008 – Sanction of Prosecution – Orders – Issued.

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EDUCATION [SE-Vig.I(1)] DEPARTMENT

**G.O.Ms. No. 41.**

**Dated: 03.03.2009.**

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**ORDER :**

Whereas, Sri Mudavath Lal Singh, worked as Mandal Educational Officer, Balanagar Mandal, Mahabubnagar District, from 8.10.2005 to 02.07.2008 i.e., as on the date of trap and as such, by virtue of the post held by him, he falls under the category of public servant as defined under Section 2 (c) of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988).

2. And whereas, it is alleged that Sri Mudavath Lal Singh, Mandal Educational Officer, Balanagar Mandal, Mahabubnagar District, resident of H.No.1-2-85, Subhash Nagar, Mahabubnagar, is residing along with his family members. Sri Easlavath Harilal, son of E.Ambaraiah, resident of Thumkunta Thanda, Veepanagandla Mandal, Mahabubnagar District, Secondary Grade Teacher, came to A.C.B.office, Hyderabad, on 01.07.2008 at about 1.45 PM and submitted a complaint written in Telugu stating that he is working as Secondary Grade Teacher from 1998 in Mahabubnagar District. Presently he is working as Head Master in Gudibanda Tanda Primary School of Nerellapally Grampanchayat, Balanagar Mandal of Mahabubnagar District since 1.3.2006. Sri Mudavath Lal Singh, Mandal Educational Officer of Balanagar Mandal is not drawing his monthly salary properly and giving troubles to him and that he did not draw the PRC 2005 pay scale though he requested several times and is paying the salary as per the old scales only. On 24.6.2008, when Sri E.Harilal requested Sri Mudavath Lal Singh, Mandal Educational Officer, Balanagar Mandal, about the pending work, Sri M.Lal Singh, M.E.O., demanded to pay Rs.10,000/- as bribe for fixing the new pay as per the PRC 2005 pay scale and to pay arrears. When Sri E.Harilal expressed his inability to pay the bribe amount of Rs.10,000/- as he was in many problems, Sri M.Lal Singh, M.E.O., reduced the bribe amount to Rs.5,000/- for doing aforesaid official favour.

3. And whereas, Sri Easlavath Harilal was not willing to pay the demanded bribe amount of Rs.5,000/- to Sri Mudavath Lal Singh, Mandal Educational Officer, Balanagar Mandal, Mahabubnagar District. Accordingly on 01.07.2008 at 01.45 PM, Sri Easlavath Harilal approached the Joint Director, CIU, Anti Corruption Bureau, Hyderabad and submitted a complainant against Sri M.Lal Singh, M.E.O. Basing on which, a case in Cr.No.14/ACB-CIU-HYD/2008 under section 7 of the Prevention of Corruption Act, 1988 was registered against Sri Mudavath Lal Singh, Mandal Educational Officer, on 02.07.2008 and took follow up action.

4. Whereas, it is further alleged that on the date of trap i.e., on 02.07.2008, the trap party reached Mahabubnagar Town near the residence of Sri M.Lal Singh, M.E.O., located at Sudhanagar, at 8.45 A.M. Sri Easlavath Harilal proceeded to the residence of Sri M.Lal Singh, Mandal Educational Officer, and knocked his door. Sri M.Lal Singh asked him to wait for a few minutes outside his residence. After about ten minutes, Sri M.Lal Singh, Mandal Educational Officer, called him into the drawing room of his residence and offered a seat in front of his table by sitting in his executive chair. Then Sri M.Lal Singh, M.E.O., enquired from Sri E.Harilal as to whether he brought the demanded bribe amount of Rs.5,000/- for which Sri E.Harilal gave positive reply. Then Sri M.Lal Singh, M.E.O., demanded to pay the bribe amount of Rs.5,000/-. Then Sri E.Harilal took out the tainted amount of Rs.5,000/- from his left side shirt pocket and gave the same to Sri M. Lal Singh, Mandal Educational Officer, who accepted the tainted amount of Rs.5,000/- with his right hand, counted the same with his both hands and retained in his left side front shirt pocket of his wearing shirt. After that Sri M.Lal Singh informed Sri E.Harilal that he would get the pay fixation done as per the pay revision and get the arrears. Then Sri E.Harilal requested Sri M.Lal Singh, M.E.O., to

complete his pay fixation as early as possible and then came out of the residence of Sri M.Lal Singh and gave the signal. The phenolphthalein test conducted on both hand fingers of Sri M.Lal Singh yielded positive result. The tainted amount of Rs.5,000/- was recovered from the possession of Sri M.Lal Singh, Mandal Educational Officer, i.e., from the left side shirt pocket of Sri M.Lal Singh, M.E.O., on his production and the tainted currency notes of Rs.5,000/- were seized under a cover of Mediator Report – II in the presence of mediators. The inner lining of the left side shirt pocket of Sri M.Lal Singh which came into contact with tainted amount, when subjected to phenolphthalein test also yielded positive result.

5. And whereas, the above said acts of Sri Mudavath Lal Singh, Mandal Educational Officer, Balanagar Mandal, Mahabubnagar District, constitute an offence punishable under section 7 and sub-section(2) of section 13 read with Clause(d) of sub-section(1) of section 13 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988).

6. And whereas, the Government of Andhra Pradesh, being the competent authority to remove the said Sri Mudavath Lal Singh, Mandal Educational Officer, Balanagar Mandal, Mahabubnagar District, from his office, after fully and carefully examining the material placed before them in respect of the said allegation and having regard to the facts and circumstances of the case, consider that the said Sri Mudavath Lal Singh, Mandal Educational Officer, Balanagar Mandal, Mahabubnagar District, should be prosecuted in a Court of Law.

7. Now, therefore, in exercise of the powers conferred by clause(b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988(Central Act 49 of 1988), the Government of Andhra Pradesh hereby accord sanction for the prosecution of the said Sri Mudavath Lal Singh, Mandal Educational Officer, Balanagar Mandal, Mahabubnagar District, for the offence punishable under section 7 and sub-section(2) of section 13 read with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988) and for any other cognate offences punishable under any provisions of law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by the Court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

(K.R. KISHORE)  
PRINCIPAL SECRETARY TO GOVERNMENT

To  
The Director General, Anti Corruption Bureau, Hyderabad.

//FORWARDED BY ORDER//

SECTION OFFICER